

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO. 5209 OF 2007

Shamrao Maruti Patil & ors.... Petitioner

versus

The Chairman, Pragati Co-op. Hsy.Sty.
and others Respondent.

Shri P.D.Dalvi for the petitioners.

CORAM; A.P. DESHPANDE, J.
DATED; 09TH AUGUST, 2007

P.C.;

1. The respondent no.2 is the original disputant before the Co-operative Court in the dispute. Relief of perpetual injunction is claimed with regard to a plot of land more fully described in para 1 of the plaint. During pendency of the dispute, the disputant moved an application seeking amendment of the number of plot which is the subject matter of the dispute, as according to the disputant the number was changed in the poceedings before the Collector. The proposed amendment does not seek any change in the description of the property, such as the area, diamentions and the boundaries are concerned. The change is only sought in relation to the number of the plot . In para 1, the suit plot was referred to as plot no. 22-A whereas by the proposed amendment the change was

sought from plot no. 22-A to plot no.22. The amendment was granted by the trial court and a revision filed by the present petitioner before the Co-operative Appellate Court has been dismissed.

2. Perused the order impugned in this petition. No interference with the same is called for, as the amendment application has been rightly allowed. There being no merit in the petition, writ petition is summarily dismissed.

...